



General Assembly

Substitute Bill No. 6525

January Session, 2003

***AN ACT CONCERNING LICENSING AND TRAINING OF PRIVATE
DETECTIVES AND GUARD SERVICES AND SECURITY PERSONNEL
SERVICES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2003*) As used in chapter 534 of
2 the general statutes:

3 (1) "Armed security officer" means a security officer who carries or
4 has immediate access to a firearm in the performance of such officer's
5 duties as a security officer;

6 (2) "Commissioner" means the Commissioner of Public Safety;

7 (3) "Licensee" means any person, firm, company, partnership or
8 corporation providing investigative or security services;

9 (4) "Private detective" means any person engaged in the business of,
10 or advertising as engaged in the business of, (A) investigating crimes
11 or civil wrongs, (B) investigating the location, disposition or recovery
12 of property, (C) investigating the cause of accidents, fire damage or
13 injuries to persons or to property, except persons performing bona fide
14 engineering services, (D) the personal protection of individuals, (E)
15 conducting surveillance activity, (F) conducting background
16 investigations, or (G) securing evidence to be used before a court,
17 board, officer or investigation committee;

18 (5) "Private detective agency" means any person, firm, company,
19 partnership or corporation that, for consideration, advertises as
20 providing, or is engaged in the business of providing, private
21 detectives;

22 (6) "Security officer" means the licensed and registered person hired
23 to safeguard and protect persons and property, or to deter, detain,
24 observe, detect or report any incident in order to prevent any unlawful
25 or unauthorized intrusion or entry, larceny, vandalism, abuse, arson or
26 trespass on property such person is hired to protect, such person may
27 be (A) employed by a private security service, or (B) a uniformed
28 employee who performs security work on the premises of the
29 employer's business when such premises are located in an area that is
30 accessible and unrestricted to the public, or has access only by paid
31 admission;

32 (7) "Security service" means any person, firm, association or
33 corporation that, for consideration, provides to another person, firm,
34 association or corporation one or more of the following: (A) The
35 prevention or detection of intrusion, entry larceny, vandalism, abuse,
36 fire, or trespass on the property the security service was hired to
37 protect; (B) the prevention, observation or detection of any
38 unauthorized activity on property the security service was hired to
39 protect; (C) the protection of patrons and persons authorized to be on
40 the premises of a person, firm, association or corporation that the
41 security service was hired to protect; (D) the transportation of
42 prisoners; (E) the secure transportation of papers, money, negotiable
43 instruments and other valuables; (F) the provision of patrol and
44 armored car services; or (G) the provision of guard dogs.

45 Sec. 2. Section 29-153 of the general statutes is repealed and the
46 following is substituted in lieu thereof (*Effective October 1, 2003*):

47 No person shall engage in the business of, or solicit business as a
48 private detective or [investigator or as a watchman, guard or patrol
49 service or represent himself to be, hold himself out as] make

50 representations to be or advertise as a private detective [or
51 investigator] or as furnishing detective or investigating services [or as
52 a watchman, guard or patrol service] without first obtaining a license
53 from the Commissioner of Public Safety.

54 Sec. 3. Section 29-154a of the general statutes is repealed and the
55 following is substituted in lieu thereof (*Effective October 1, 2003*):

56 (a) The commissioner may grant a private detective or
57 [investigator's license or a watchman, guard or patrol service] private
58 detective agency license to any suitable person, or to any corporation,
59 association or partnership subject to the following qualifications:

60 [(1) Private detective or investigator:] The applicant for a private
61 detective or [investigator's] private detective agency license shall be
62 not less than twenty-five years of age and of good moral character and
63 shall have had at least five years' experience as a full-time investigator,
64 [either in the employment of a licensed private detective or
65 investigator or with a United States government investigative service,
66 a state or organized municipal fire or police department or the
67 Division of Public Defender Services] as determined in regulations
68 adopted by the commissioner pursuant to section 29-161, as amended
69 by this act, or shall have had at least ten years' experience as a police
70 officer with a state or organized municipal police department.
71 Employment as a [watchman, guard or private patrolman] security
72 officer shall not be considered as employment as an investigator. If the
73 applicant is a corporation, association or partnership, the person filing
74 the application in behalf of such corporation, association or
75 partnership shall meet the qualifications set out herein for an
76 individual applicant, and shall be an officer of such corporation or
77 member of such association or partnership. If the commissioner grants
78 a private detective or [investigator's] private detective agency license
79 to an applicant based on such applicant's experience as an investigator
80 with an organized municipal fire department, such license shall restrict
81 such licensee to performing the same type of investigations as [he]
82 were performed for the municipal fire department.

83 [(2) Watchman, guard or patrol service: The applicant for a license
84 as a watchman, guard or patrol service shall be not less than twenty-
85 five years of age and of good moral character and shall have had at
86 least five years' experience as a supervisor or administrator in
87 industrial security or in the employment of a private guard, watchman
88 or patrol service or with a federal security agency or a state or
89 organized municipal police department. If the applicant is a
90 corporation, association or partnership, the person making the
91 application shall be an officer of the corporation or a member of the
92 association or partnership, and meet the foregoing qualifications.]

93 [(3)] (b) The commissioner may, at [his] such commissioner's
94 discretion, substitute up to one year of experience for [either] a private
95 detective or [investigator or a watchman, guard or patrol service]
96 private detective agency applicant upon proof of satisfactory
97 participation in a course of instruction pertinent to the license applied
98 for.

99 [(4)] (c) No license shall be issued to any person who has been
100 [convicted of a felony or an offense involving moral turpitude, or has
101 been discharged from military service under other than honorable
102 conditions] (1) convicted of any felony, (2) convicted of any
103 misdemeanor under section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62,
104 53a-63, 53a-96, 53a-175, 53a-176, 53a-178 or 53a-181d, or equivalent
105 conviction in another jurisdiction, within the past seven years, (3)
106 convicted of any offense involving moral turpitude, or (4) discharged
107 from military service under conditions that demonstrate questionable
108 moral character.

109 Sec. 4. Section 29-154c of the general statutes is repealed and the
110 following is substituted in lieu thereof (*Effective October 1, 2003*):

111 No member of the state, or any town, city or borough, police force
112 or any other person vested with police powers shall be eligible for a
113 license under the provisions of [this chapter] sections 29-153 to 29-161,
114 inclusive, as amended by this act. If the applicant is a corporation,

115 association or partnership, no person comprising the corporation,
116 association or partnership may be such a member or person.

117 Sec. 5. Section 29-155 of the general statutes is repealed and the
118 following is substituted in lieu thereof (*Effective October 1, 2003*):

119 (a) Application for a license as a private detective or [investigator or
120 as a watchman, guard or patrol service,] as a private detective agency
121 shall be made in writing, under oath, on a form to be furnished by the
122 commissioner. The application shall state the applicant's full name,
123 age, date and place of birth, residences and employment within the
124 past five years and [his] the applicant's present occupation with the
125 names and addresses of employers, the date and place of conviction of
126 any crime and such additional information as the commissioner
127 requires to investigate the qualification, character, competency and
128 integrity of the applicant. If the applicant is an association, corporation
129 or partnership, similar information shall be required of each individual
130 composing or intending to compose such association, corporation or
131 partnership.

132 (b) The commissioner shall require any applicant for a license under
133 this section to submit to state and national criminal history records
134 checks. Each applicant and, in the case of an association, corporation or
135 partnership, each individual composing such association, corporation
136 or partnership, shall submit with the application two complete sets of
137 fingerprints on forms specified and furnished by the commissioner
138 and two photographs, two inches wide by three inches high, taken
139 within six months prior to the application. The criminal history records
140 checks required pursuant to this subsection shall be conducted in
141 accordance with section 29-17a.

142 (c) The application shall state the trade name or proposed trade
143 name to be used by the applicant and the location of the principal
144 place of business and the location of each office and branch office. If
145 the applicant is a corporation, the application shall give the name of
146 the corporation, if different from the proposed trade name, and the

147 date and place of incorporation. Any trade name or proposed trade
148 name shall require the approval of the commissioner. No trade name
149 or designation shall be used which implies any association with any
150 municipal, county or state government or the federal government, or
151 any agency thereof. No licensee shall use any advertisement, seal or
152 card, or any other media which may tend to mislead the public.

153 (d) The application shall contain such additional information and
154 documentation as the commissioner may require by regulation.

155 Sec. 6. Section 29-155a of the general statutes is repealed and the
156 following is substituted in lieu thereof (*Effective October 1, 2003*):

157 (a) Each applicant for a license as a private detective or as a private
158 detective agency [, and each applicant for a license as a security service
159 or a security agency] shall post with the commissioner a bond in favor
160 of the state with surety in the amount of ten thousand dollars. No
161 bond shall be accepted for filing unless it is with a surety company
162 authorized to do business in this state and conditioned that the
163 principal named therein shall not do any act meriting suspension or
164 revocation of [his] such principal's license under the provisions of this
165 chapter. Any person aggrieved by an act of the principal named in
166 such bond in violation of the provisions of [this chapter] sections 29-
167 153 to 29-161, inclusive, as amended by this act, may proceed on such
168 bond against the principal or surety therein, or both, to recover
169 damages.

170 (b) Prior to being issued a license, an applicant shall provide a copy
171 of a certificate of general liability insurance for not less than three
172 hundred thousand dollars.

173 (c) A licensee shall notify the commissioner in writing within thirty
174 days of a change of status in the liability insurance or surety bond
175 required by this section.

176 Sec. 7. Section 29-155b of the general statutes is repealed and the
177 following is substituted in lieu thereof (*Effective October 1, 2003*):

178 Upon being satisfied, after investigation, of the good character,
179 competency and integrity of an applicant, or, if the applicant is an
180 association or partnership, of the individual members thereof, or if a
181 corporation, of all officers and directors thereof, the commissioner may
182 grant a license to conduct such private detective business [or
183 watchman, guard or patrol agency] and to maintain a bureau, agency,
184 subagency, office or branch office for the conduct of such business on
185 the premises stated in such application. The license for an individual
186 private detective [or investigator] shall be as a private detective, and,
187 the license for a corporation, association or partnership shall be as a
188 private detective agency. [The license for an individual conducting a
189 watchman, guard or patrol service shall be as a security service, and, if
190 for a corporation, association or partnership, shall be as a security
191 agency.] Such license shall be for [one year] two years and application
192 for renewal shall be on a form furnished by the commissioner. Each
193 licensee shall permit the department to inspect, review or copy those
194 documents, business records or training records in the licensee's
195 possession that are required by regulation to be maintained.

196 Sec. 8. Section 29-155c of the general statutes is repealed and the
197 following is substituted in lieu thereof (*Effective October 1, 2003*):

198 The fee for an individual private detective [or security service] shall,
199 for an original license, be [six hundred dollars and for renewal of any
200 such license four hundred fifty dollars per year] one thousand two
201 hundred dollars and for renewal of any such license, five hundred
202 dollars every two years. The fee for a private detective agency [or
203 security agency] shall, for an original license, be [seven hundred fifty
204 dollars and for renewal thereof six hundred dollars per year. The fee
205 for a combination private detective and security service license shall be
206 six hundred dollars, and for renewal of any such license three hundred
207 dollars per year, and for a combination detective agency and security
208 agency license seven hundred fifty dollars per year, and for renewal of
209 any such license four hundred fifty dollars per year] one thousand five
210 hundred dollars and for renewal of any such license, eight hundred
211 dollars every two years. If a licensee fails to apply for renewal of any

212 license within [six months] ninety days after the expiration thereof,
213 [he] such licensee shall pay for renewal thereof the fee provided for an
214 original license.

215 Sec. 9. Section 29-155d of the general statutes is repealed and the
216 following is substituted in lieu thereof (*Effective October 1, 2003*):

217 Immediately upon the receipt of a license certificate issued by the
218 Commissioner of Public Safety pursuant to [this chapter] sections 29-
219 153 to 29-161, inclusive, as amended by this act, the licensee shall post
220 and at all times display such license in a conspicuous place at [his] the
221 licensee's place of business. A copy or duplicate of the license
222 certificate shall be conspicuously posted at each branch or suboffice.

223 Sec. 10. Section 29-156 of the general statutes is repealed and the
224 following is substituted in lieu thereof (*Effective October 1, 2003*):

225 Upon the issuance of a license as provided in [this chapter] sections
226 29-153 to 29-161, inclusive, as amended by this act, the commissioner
227 shall issue to each licensee and, in the case of a corporation, association
228 or partnership, each officer or member thereof, a pocket identification
229 card, of such size and design as the commissioner may prescribe,
230 which card shall contain a photograph [and fingerprint] of the person
231 to whom issued, the name and business address of the licensee, the
232 license number and date of its expiration and the imprint or impress of
233 the seal of the state of Connecticut. Such card shall be carried upon the
234 person to whom issued at all times when engaged in the activities of
235 [his] the licensed business, which card shall be evidence of due
236 authorization pursuant to the terms of [this chapter] sections 29-153 to
237 29-161, inclusive, as amended by this act. All persons to whom such
238 identification cards have been issued shall be responsible for the safe
239 keeping of the same and shall not lend, enable, let or allow any other
240 person to have, hold, possess or display such identification card, and
241 no person shall possess, hold or display any identification card or
242 facsimile thereof, which is not duly authorized and issued by the
243 commissioner pursuant to the foregoing provisions.

244 Sec. 11. Section 29-156a of the general statutes is repealed and the
245 following is substituted in lieu thereof (*Effective October 1, 2003*):

246 (a) Any licensee may employ as many agents, operators, assistants,
247 guards, watchmen or patrolmen as such licensee deems necessary for
248 the conduct of such licensee's business, provided such employees shall
249 be of good moral character and at least eighteen years of age.

250 (b) Immediately upon hiring an agent, operator, assistant, guard,
251 watchman or patrolman, the licensee shall make application to register
252 such employee with the Commissioner of Public Safety. Such
253 application shall be made on forms furnished by the commissioner,
254 and, under oath of the employee, shall give the employee's name,
255 address, date and place of birth, employment for the past five years,
256 experience in the position applied for, any convictions for violations of
257 the law and such other information as the commissioner may require,
258 by regulation, to properly investigate the character, competency and
259 integrity of the employee.

260 (c) The Commissioner of Public Safety shall require any applicant
261 for a license under this section to submit to state and national criminal
262 history records checks. The criminal history records checks required
263 pursuant to this section shall be conducted in accordance with section
264 29-17a. The application for registration shall be accompanied by two
265 sets of fingerprints of the employee and two photographs of the
266 employee, two inches wide by two inches high, full-face, [with and
267 without head covering,] taken within six months prior thereto, and a
268 [thirteen-dollar] twenty-dollar registration fee payable to the state.
269 Subject to the provisions of section 46a-80, no person shall be approved
270 for employment who has been convicted of a felony, any sexual
271 offense or any crime that would tend to question such person's
272 honesty and integrity, or who has been refused a license under the
273 provisions of this chapter for any reason except minimum experience,
274 or whose license, having been granted, has been revoked or is under
275 suspension. Upon being satisfied of the suitability of the applicant for
276 employment the commissioner shall register the employee and so

277 notify the licensee and place the registration form and all related
278 material on file with the Division of State Police within the Department
279 of Public Safety.

280 (d) The licensee shall notify the commissioner within five days of
281 the termination of employment of any registered employees.

282 [(e) The commissioner may waive state and national criminal
283 history records checks and the submission of fingerprints and
284 photographs for any employee who has been employed by a licensed
285 private detective or security service or agency within the previous six
286 months.]

287 Sec. 12. Section 29-156b of the general statutes is repealed and the
288 following is substituted in lieu thereof (*Effective October 1, 2003*):

289 The licensee of a private detective [business] agency shall issue to
290 each of [his] the agency's nonuniformed investigators, operators or
291 agents, [and the licensee of a watchman, guard or patrol service shall
292 issue to each of his nonuniformed agents,] an identification card, of
293 such size, color and design as the commissioner may prescribe, which
294 card shall contain the name [,] and photograph [and index fingerprint]
295 of the [employee] investigator, operator or agent, the name and
296 business address of the licensee, the license number and expiration
297 date, and the certification that the named [employee] investigator,
298 operator or agent is employed as an investigator, operator or agent of
299 the licensee. Such card shall be carried by the [employee] investigator,
300 operator or agent at all times when engaged in the activities of [his
301 employer] the licensee. No person shall hold, possess or show an
302 [employee] identification card not authorized and issued to [him] such
303 person by a licensed employer, or possess such card after termination
304 of [his] such person's employment with the issuing licensee.

305 Sec. 13. Section 29-156d of the general statutes is repealed and the
306 following is substituted in lieu thereof (*Effective October 1, 2003*):

307 No private detective [or investigator] licensed under the [provision]

308 provisions of [this chapter] sections 29-153 to 29-161, inclusive, as
309 amended by this act, or officer, director, employee, operator or agent
310 of such licensee, or any other person shall wear, carry, accept or show
311 any badge or shield of any description, purporting to indicate that
312 such person is a private detective [or investigator] or connected with
313 the private detective business.

314 Sec. 14. Section 29-156e of the general statutes is repealed and the
315 following is substituted in lieu thereof (*Effective October 1, 2003*):

316 Any licensee may operate as many branch or suboffices as [he] such
317 licensee deems necessary to conduct [his] the business properly. [He]
318 Such licensee shall advise the commissioner, in writing not later than
319 five business days after opening for business, of the location of each
320 branch or suboffice, giving the town or city, street, number and
321 telephone number and the name of the manager of such branch or
322 suboffice.

323 Sec. 15. Section 29-156g of the general statutes is repealed and the
324 following is substituted in lieu thereof (*Effective October 1, 2003*):

325 No person who is or has been an employee of a licensed private
326 detective [or investigator] shall divulge any information to anyone
327 other than [his] such person's employer, or as [his] the employer may
328 direct, except as may be required by law and including a hearing
329 before the commissioner, in respect to any of the work to which [he]
330 such person shall have been assigned by such employer or any other
331 information relating to the business of [his] the employer gained
332 during such employment or association.

333 Sec. 16. Section 29-156h of the general statutes is repealed and the
334 following is substituted in lieu thereof (*Effective October 1, 2003*):

335 Nothing in this chapter shall preclude a private detective or private
336 detective agency from providing nonuniformed guard services for
337 private property or persons in the normal course of their business, [, or
338 a security service or agency from performing the investigation of

339 offenses upon property they are employed to service.]

340 Sec. 17. Section 29-158 of the general statutes is repealed and the
341 following is substituted in lieu thereof (*Effective October 1, 2003*):

342 Any license may be suspended or revoked by the commissioner,
343 provided notice shall have been given to the licensee to appear before
344 the commissioner to show cause why the license should not be
345 suspended or revoked, upon a finding by the commissioner that: (1)
346 The licensee has violated any of the terms or provisions of sections 29-
347 153 to 29-161, inclusive, or any of the regulations promulgated
348 thereunder; (2) the licensee has practiced fraud, deceit or
349 misrepresentation to its clients; (3) the licensee has made a material
350 misstatement in the application for issuance or renewal of [his] such
351 licensee's license; (4) the licensee has demonstrated incompetence or
352 untrustworthiness in the conduct of [his] such licensee's business; (5)
353 the licensee has been convicted of a felony or other crime affecting [his]
354 such licensee's honesty, integrity or moral fitness; or (6) if the licensee
355 has been convicted under section 53a-61 or 53a-62, the commissioner
356 shall consider the fact and circumstance surrounding these convictions
357 prior to suspending or revoking said license. Any license applicant
358 who has been denied a license may appeal in writing to the
359 commissioner not later than thirty days after receipt of such denial.
360 Any party aggrieved by an order of the commissioner hereunder may
361 appeal therefrom in accordance with the provisions of section 4-183,
362 except venue for such appeal shall be in the judicial district of New
363 Britain.

364 Sec. 18. Section 29-161 of the general statutes is repealed and the
365 following is substituted in lieu thereof (*Effective October 1, 2003*):

366 (a) Any person who violates any provision of sections 29-153 to 29-
367 161, inclusive, as amended by this act, shall be fined not more than five
368 thousand dollars or imprisoned not more than one year or both. The
369 commissioner may establish, by regulation, civil penalties for
370 violations of sections 29-153 to 29-161, inclusive, as amended by this

371 act, but no such penalty shall be more than five thousand dollars. No
372 person who violates any provision of section 29-153, as amended by
373 this act, shall be eligible to apply for a license for two years. Any
374 experience accrued while operating without being licensed will not be
375 counted to the requirements as outlined in section 29-154a, as
376 amended by this act.

377 (b) The commissioner shall adopt regulations in accordance with the
378 provisions of chapter 54 to carry out the provisions of sections 29-153
379 to 29-161, inclusive, as amended by this act.

380 Sec. 19. Section 29-161a of the general statutes is repealed and the
381 following is substituted in lieu thereof (*Effective October 1, 2003*):

382 (a) Any person, firm or corporation may employ as many [guards,
383 watchmen, patrolmen] security officers or security personnel carrying
384 firearms as it deems necessary for the conduct of its business, provided
385 such employees shall be of good moral character and at least [eighteen]
386 twenty-one years of age. Each person, firm or corporation shall make
387 application to register such personnel [employed on and after October
388 1, 1983,] with the Commissioner of Public Safety immediately upon
389 their hiring. [A person, firm or corporation currently employing such
390 personnel shall make application to register such employees within
391 ninety days of October 1, 1983.] Application for registration shall be
392 made in the same manner as is provided in section 29-156a, as
393 amended by this act, and applicants shall meet the requirements
394 specified in said section.

395 (b) Each person, firm or corporation employing nonarmed
396 proprietary security personnel may register such employees with the
397 Commissioner of Public Safety in accordance with the provisions of
398 this section.

399 (c) Any person, firm or corporation which violates any provision of
400 this section shall be fined seventy-five dollars for each offense. Each
401 violation of this section shall be a separate and distinct offense, and, in
402 the case of a continuing violation, each day's continuance thereof shall

403 be deemed to be a separate and distinct offense.

404 Sec. 20. Section 29-161b of the general statutes is repealed and the
405 following is substituted in lieu thereof (*Effective October 1, 2003*):

406 (a) No employee of a licensed [watchman, guard or patrol] security
407 service and no employee of a firm or corporation hired to perform
408 [watchman, guard or] security services may carry a pistol, revolver or
409 other firearm while on duty or directly en route to or from such
410 employment unless [he] such employee obtains a special permit from
411 the Commissioner of Public Safety in accordance with the provisions
412 of subsection (b) of this section. No licensed [watchman, guard or
413 patrol] security service and no firm or corporation may permit any
414 employee to carry a pistol, revolver or other firearm while on duty or
415 directly en route to or from such employment unless it obtains proof
416 that such employee has obtained such permit from the commissioner.
417 The permit required under this section shall be in addition to the
418 permit requirement imposed under section 29-28.

419 (b) The Commissioner of Public Safety may grant to any suitable
420 employee of a licensed [watchman, guard or patrol] security service, or
421 to an employee hired to perform [watchman, guard or] uniformed or
422 nonuniformed security services by a firm or corporation, a permit to
423 carry a pistol or revolver or other firearm while actually on duty on the
424 premises of the employer, or, while directly en route to or from such
425 employment, provided that such employee has proven to the
426 satisfaction of the commissioner that [he] such employee has
427 successfully completed a course, approved by the commissioner, of
428 training in the safety and use of firearms. All armed security officers
429 must complete a refresher course and requalify yearly on a course
430 approved by the commissioner. The commissioner may grant to such
431 employee a temporary permit pending issuance of the permit,
432 provided [he] such employee has submitted [his] an application and
433 successfully completed such training course immediately following
434 employment. The commissioner shall adopt regulations in accordance
435 with the provisions of chapter 54 concerning the approval of schools,

436 institutions or organizations offering such courses, requirements for
437 instructors and the required number of hours and content of such
438 courses.

439 (c) Application for such permit shall be made on forms provided by
440 the commissioner and shall be accompanied by a thirty-one dollar fee.
441 Such permit shall [expire five years after the date it becomes effective]
442 have the same expiration date as the pistol permit and may be
443 renewed for additional five-year periods.

444 (d) Any person, firm or corporation which violates any provision of
445 this section shall be fined seventy-five dollars for each offense. Each
446 violation of this section shall be a separate and distinct offense, and, in
447 the case of a continuing violation, each day's continuance thereof shall
448 be deemed to be a separate and distinct offense.

449 (e) The commissioner may suspend or revoke a [watchman, guard
450 or patrol] security service license upon a finding by the commissioner
451 that such licensee has violated the provisions of subsection (a) of this
452 section, provided notice shall have been given to such licensee to
453 appear before the commissioner to show cause why the license should
454 not be suspended or revoked. Any party aggrieved by an order of the
455 commissioner may appeal therefrom in accordance with the provisions
456 of section 4-183, except venue for such appeal shall be in the judicial
457 district of New Britain.

458 Sec. 21. Section 29-161c of the general statutes is repealed and the
459 following is substituted in lieu thereof (*Effective October 1, 2003*):

460 Any licensed [watchman, guard or patrol] security service or any
461 firm or corporation employing proprietary security personnel shall
462 furnish the state police or the municipal police department with
463 written notice of the assignments of any security [guards] officers or
464 personnel who carry firearms and are stationed within the jurisdiction
465 of such law enforcement agencies.

466 Sec. 22. (NEW) (*Effective October 1, 2003*) No person shall engage in

467 the business of, or solicit business as a security service or make
468 representations to be or advertise as furnishing security services
469 without first obtaining a license from the Commissioner of Public
470 Safety.

471 Sec. 23. (NEW) (*Effective October 1, 2003*) (a) The Commissioner of
472 Public Safety may grant a security service license to any suitable
473 person, or to any corporation, association or partnership subject to the
474 following qualifications: The applicant for a license as a security
475 service shall be not less than twenty-five years of age and of good
476 moral character and shall have had at least five years' experience in a
477 supervisory management capacity in industrial security, or a
478 supervisor within a federal or state security agency, or within a state or
479 organized municipal police department or shall have had at least ten
480 years' experience as a police officer with a state or organized municipal
481 police department. If the applicant is a corporation, association or
482 partnership, the person making the application shall be an officer of
483 the corporation or a member of the association or partnership, and
484 meet the foregoing qualifications.

485 (b) The commissioner may, at such commissioner's discretion,
486 substitute up to one year of experience for a security service applicant
487 upon proof of satisfactory participation in a course of instruction
488 pertinent to the license applied for.

489 (c) No license shall be issued to any person who has been (1)
490 convicted of any felony, (2) convicted of any misdemeanor under
491 section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-175,
492 53a-176, 53a-178 or 53a-181d of the general statutes, or equivalent
493 conviction in another jurisdiction, within the past seven years, (3)
494 convicted of any offense involving moral turpitude, or (4) discharged
495 from military service under conditions that demonstrate questionable
496 moral character.

497 Sec. 24. (NEW) (*Effective October 1, 2003*) The license of a corporation
498 may be denied by the Commissioner of Public Safety, or suspended or

499 revoked, if it appears that ten per cent or more of the stock of such
500 corporation is held by a person who cannot meet the character
501 standards required of an applicant.

502 Sec. 25. (NEW) (*Effective October 1, 2003*) No member of the state, or
503 any town, city or borough, police force or any other person vested with
504 police powers shall be eligible for a license under the provisions of
505 sections 22 to 39, inclusive, of this act. If the applicant is a corporation,
506 association or partnership, no person comprising the corporation,
507 association or partnership may be such a member or person.

508 Sec. 26. (NEW) (*Effective October 1, 2003*) (a) Application for a license
509 as a security service, shall be made in writing, under oath, on a form to
510 be furnished by the Commissioner of Public Safety. The application
511 shall state the applicant's full name, age, date and place of birth,
512 residences and employment within the past five years and the
513 applicant's present occupation with the names and addresses of
514 employers, the date and place of conviction of any crime and such
515 additional information as the commissioner requires to investigate the
516 qualification, character, competency and integrity of the applicant. If
517 the applicant is an association, corporation or partnership, similar
518 information shall be required of each individual composing or
519 intending to compose such association, corporation or partnership.

520 (b) The Commissioner of Public Safety shall require any applicant
521 for a license under this section to submit to state and national criminal
522 history records checks. Each applicant and, in the case of an
523 association, corporation or partnership, each individual composing
524 such association, corporation or partnership, shall submit with the
525 application two complete sets of fingerprints on forms specified and
526 furnished by the commissioner and two photographs, two inches wide
527 by three inches high, taken within six months prior to the application.
528 The criminal history records checks required pursuant to this section
529 shall be conducted in accordance with section 29-17a of the general
530 statutes.

531 (c) The application shall state the trade name or proposed trade
532 name to be used by the applicant and the location of the principal
533 place of business and the location of each office and branch office. If
534 the applicant is a corporation, the application shall give the name of
535 the corporation, if different from the proposed trade name, and the
536 date and place of incorporation. Any trade name or proposed trade
537 name shall require the approval of the commissioner. No trade name
538 or designation shall be used which implies any association with any
539 municipal, county or state government or the federal government, or
540 any agency thereof. No licensee shall use any advertisement, seal or
541 card, or any other media which may tend to mislead the public.

542 (d) The application shall contain such additional information and
543 documentation as the commissioner may require by regulation.

544 Sec. 27. (NEW) (*Effective October 1, 2003*) (a) Each applicant for a
545 license as a security service shall post with the Commissioner of Public
546 Safety a bond in favor of the state with surety in the amount of ten
547 thousand dollars. No bond shall be accepted for filing unless it is with
548 a surety company authorized to do business in this state and
549 conditioned that the principal named therein shall not do any act
550 meriting suspension or revocation of such principal's license under the
551 provisions of sections 22 to 39, inclusive, of this act. Any person
552 aggrieved by an act of the principal named in such bond in violation of
553 the provisions of chapter 534 of the general statutes may proceed on
554 such bond against the principal or surety therein, or both, to recover
555 damages.

556 (b) Prior to being issued a license, an applicant shall provide a copy
557 of a certificate of general liability insurance for not less than three
558 hundred thousand dollars. The licensee shall notify the commissioner,
559 in writing, within thirty days of a change of status in the liability
560 insurance or surety bond required by this section.

561 Sec. 28. (NEW) (*Effective October 1, 2003*) Upon being satisfied, after
562 investigation, of the good moral character, competency and integrity of

563 an applicant, or, if the applicant is an association or partnership, of the
564 individual members thereof, or if a corporation, of all officers and
565 directors thereof, the Commissioner of Public Safety may grant a
566 license to conduct business as a security service and to maintain a
567 bureau, agency, subagency, office or branch office for the conduct of
568 such business on the premises stated in such application. The license
569 for an individual, a corporation, association or partnership conducting
570 a security service shall be as a security service. Such license shall be for
571 two years and application for renewal shall be on a form furnished by
572 the commissioner. Each licensee shall permit the department to
573 inspect, review or copy those documents, business records or training
574 records in the licensee's possession that are required by sections 22 to
575 39, inclusive, of this act to be maintained.

576 Sec. 29. (NEW) (*Effective October 1, 2003*) The fee for an individual,
577 firm or association licensed as a security service shall, for an original
578 license, be one thousand two hundred dollars, and for renewal thereof,
579 five hundred dollars every two years. The fee for a corporation
580 licensed as a security service shall, for an original license, be one
581 thousand five hundred dollars and for renewal thereof eight hundred
582 dollars every two years. If a licensee fails to apply for renewal of any
583 license within ninety days after the expiration thereof, the licensee
584 shall pay for renewal thereof the fee provided for an original license.

585 Sec. 30. (NEW) (*Effective October 1, 2003*) Immediately upon the
586 receipt of a license certificate issued by the Commissioner of Public
587 Safety pursuant to section 23 of this act, the licensee shall post and at
588 all times display such license in a conspicuous place at the licensee's
589 place of business. A copy or duplicate of the license certificate shall be
590 conspicuously posted at each branch or suboffice.

591 Sec. 31. (NEW) (*Effective October 1, 2003*) Upon the issuance of a
592 license as provided in sections 22 to 39, inclusive, of this act, the
593 Commissioner of Public Safety shall issue to each licensee and, in the
594 case of a corporation, association or partnership, each officer or
595 member thereof, a pocket identification card, of such size and design

596 as the commissioner may prescribe, which card shall contain a
597 photograph of the person to whom issued, the name and business
598 address of the licensee, the license number and date of its expiration
599 and the imprint or impress of the seal of the state of Connecticut. Such
600 card shall be carried upon the person to whom issued at all times
601 when engaged in the activities of the licensed business, which card
602 shall be evidence of due authorization pursuant to the terms of
603 sections 22 to 39, inclusive, of this act. All persons to whom such
604 identification cards have been issued shall be responsible for the safe
605 keeping of the same and shall not lend, enable, let or allow any other
606 person to have, hold, possess or display such identification card, and
607 no person shall possess, hold or display any identification card or
608 facsimile thereof, which is not duly authorized and issued by the
609 commissioner pursuant to the foregoing provisions.

610 Sec. 32. (NEW) (*Effective October 1, 2003*) (a) Any security service
611 may employ as many security officers as the licensee deems necessary
612 for the conduct of the business, provided such employees shall be of
613 good moral character and at least eighteen years of age.

614 (b) Any person hired to work as a security officer shall be licensed
615 as a security officer prior to a security service making application to
616 register the security officer with the Commissioner of Public Safety.
617 The employee shall complete a minimum of eight hours training in the
618 following areas: Basic first aid, search and seizure laws and
619 regulations, use of force, basic criminal justice and public safety issues.
620 The training shall be approved by the commissioner in accordance
621 with regulations adopted pursuant to section 39 of this act.

622 (c) Upon successful completion of such training, an application for a
623 license as a security officer shall be made on forms furnished by the
624 commissioner and, under oath of the employee, shall give the
625 employee's name, address, date and place of birth, employment for the
626 past five years, experience in the position applied for, any convictions
627 for violations of the law and such other information as the
628 commissioner may require, by regulation, to properly investigate the

629 character, competency and integrity of the employee. The initial
630 application for a license shall be accompanied by two sets of
631 fingerprints of the employee and the Commissioner of Public Safety
632 shall require any applicant for a license under this section to submit to
633 state and national criminal history records checks. The criminal history
634 records checks required pursuant to this subsection shall be conducted
635 in accordance with section 29-17a of the general statutes. The
636 application for a license shall be accompanied by two sets of
637 fingerprints of the employee and two photographs of the employee,
638 two inches wide by two inches high, full-face, taken within six months
639 prior thereto, and a twenty-dollar licensing fee to be renewed every
640 two years, made payable to the state. Subject to the provisions of
641 section 46a-80 of the general statutes, no person shall be approved for a
642 license who has been convicted of a felony, any sexual offense or any
643 crime that would tend to question such person's honesty and integrity,
644 or who has been refused a license under the provisions of sections 22
645 to 39, inclusive, of this act, for any reason except minimum experience,
646 or whose license, having been granted, has been revoked or is under
647 suspension. Upon being satisfied of the suitability of the applicant for
648 licensure, the commissioner may license the employee as a security
649 officer.

650 (d) Upon the security officer's successful completion of training and
651 licensing by the commissioner, or immediately upon hiring a licensed
652 security officer, the security service shall make application to register
653 such security officer with the commissioner on forms provided by the
654 commissioner. Such application shall be accompanied by payment of a
655 twenty-dollar application fee payable to the state. The completed
656 registration form and all related material shall be kept on file with the
657 Division of State Police within the Department of Public Safety.

658 (e) The security service shall notify the commissioner within five
659 days of the termination of employment of any registered employee.

660 Sec. 33. (NEW) (*Effective October 1, 2003*) The licensee of a security
661 service shall issue to each nonuniformed security officer employed by

662 such security service an identification card, of such size, color and
663 design as the Commissioner of Public Safety may prescribe, which
664 card shall contain the name and photograph of the security officer, the
665 name and business address of the security service, the license number
666 and expiration date and the certification that the named security officer
667 is employed as a security officer by the security service. Such card shall
668 be carried by the security officer at all times when engaged in the
669 activities of such security officer's employer. No person shall hold,
670 possess or show an identification card not authorized and issued to
671 such person by a licensed employer, or possess such card after
672 termination of such person's employment with the issuing licensee.

673 Sec. 34. (NEW) (*Effective October 1, 2003*) The licensee of a security
674 service shall issue to each uniformed employee a metal or woven
675 insignia of a design approved by the Commissioner of Public Safety,
676 with an inscription thereon containing the word "security", the name of
677 the licensee and an identification number. Such insignia or device shall
678 be conspicuously worn at all times by the employee when in uniform
679 and acting in the service of the licensee, and the commissioner may
680 prescribe the manner of displaying such insignia. As used in this
681 section, "uniform" means any manner or type of dress of a particular
682 style and distinctive appearance as distinguished from clothing
683 usually worn by the public.

684 Sec. 35. (NEW) (*Effective October 1, 2003*) Any security service may
685 operate as many branch or suboffices as the licensee deems necessary
686 to conduct the business properly. The licensee of the security service
687 shall advise the Commissioner of Public Safety, in writing, not later
688 than five business days after opening for business, of the location of
689 each branch or suboffice, giving the town or city, street address and
690 telephone number and the name of the manager of such branch or
691 suboffice.

692 Sec. 36. (NEW) (*Effective October 1, 2003*) Nothing in sections 22 to
693 39, inclusive, of this act, shall preclude a security service from
694 performing the investigation of offenses upon property such security

695 service is employed to service.

696 Sec. 37. (NEW) (*Effective October 1, 2003*) Any license for a security
697 service or security officer may be suspended or revoked by the
698 Commissioner of Public Safety, provided notice shall have been given
699 to the licensee to appear before the commissioner to show cause why
700 the license should not be suspended or revoked, upon a finding by the
701 commissioner that: (1) The licensee has violated any of the terms or
702 provisions of sections 22 to 39, inclusive, of this act, or any of the
703 regulations adopted pursuant to section 39 of this act; (2) the licensee
704 has practiced fraud, deceit or misrepresentation; (3) the licensee has
705 made a material misstatement in the application for issuance or
706 renewal of the license; (4) the licensee has demonstrated incompetence
707 or untrustworthiness in the conduct of the business; or (5) the licensee
708 has been convicted of a felony or other crime affecting the licensee's
709 honesty, integrity or moral fitness. Any applicant for a security service
710 or security officer license who has been denied such license may
711 appeal in writing to the commissioner within thirty days. Any party
712 aggrieved by an order of the commissioner under this section may
713 appeal therefrom in accordance with the provisions of section 4-183, of
714 the general statutes except venue for such appeal shall be in the
715 judicial district of New Britain.

716 Sec. 38. (NEW) (*Effective October 1, 2003*) The Commissioner of
717 Public Safety shall annually prepare and publish a list of licensed
718 security services and security officers and distribute copies of such list
719 to the chiefs of police in Connecticut and to the clerks' offices of the
720 superior court and to any licensee upon request.

721 Sec. 39. (NEW) (*Effective October 1, 2003*) (a) Any person who
722 violates any provision of sections 22 to 39, inclusive, of this act, shall be
723 fined not more than five thousand dollars or imprisoned not less than
724 one year, or both. Any person who violates any provision of section 22
725 of this act shall not be eligible to apply for a license for two years after
726 the date the penalty was imposed.

727 (b) The Commissioner of Public Safety shall adopt regulations, in
 728 accordance with the provisions of chapter 54 of the general statutes, to
 729 carry out the provisions of sections 22 to 39, inclusive, of this act.

730 Sec. 40. (*Effective October 1, 2003*) Section 29-156c of the general
 731 statutes is repealed.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>October 1, 2003</i>
Sec. 3	<i>October 1, 2003</i>
Sec. 4	<i>October 1, 2003</i>
Sec. 5	<i>October 1, 2003</i>
Sec. 6	<i>October 1, 2003</i>
Sec. 7	<i>October 1, 2003</i>
Sec. 8	<i>October 1, 2003</i>
Sec. 9	<i>October 1, 2003</i>
Sec. 10	<i>October 1, 2003</i>
Sec. 11	<i>October 1, 2003</i>
Sec. 12	<i>October 1, 2003</i>
Sec. 13	<i>October 1, 2003</i>
Sec. 14	<i>October 1, 2003</i>
Sec. 15	<i>October 1, 2003</i>
Sec. 16	<i>October 1, 2003</i>
Sec. 17	<i>October 1, 2003</i>
Sec. 18	<i>October 1, 2003</i>
Sec. 19	<i>October 1, 2003</i>
Sec. 20	<i>October 1, 2003</i>
Sec. 21	<i>October 1, 2003</i>
Sec. 22	<i>October 1, 2003</i>
Sec. 23	<i>October 1, 2003</i>
Sec. 24	<i>October 1, 2003</i>
Sec. 25	<i>October 1, 2003</i>
Sec. 26	<i>October 1, 2003</i>
Sec. 27	<i>October 1, 2003</i>
Sec. 28	<i>October 1, 2003</i>
Sec. 29	<i>October 1, 2003</i>
Sec. 30	<i>October 1, 2003</i>
Sec. 31	<i>October 1, 2003</i>

Sec. 32	<i>October 1, 2003</i>
Sec. 33	<i>October 1, 2003</i>
Sec. 34	<i>October 1, 2003</i>
Sec. 35	<i>October 1, 2003</i>
Sec. 36	<i>October 1, 2003</i>
Sec. 37	<i>October 1, 2003</i>
Sec. 38	<i>October 1, 2003</i>
Sec. 39	<i>October 1, 2003</i>
Sec. 40	<i>October 1, 2003</i>

PS***Joint Favorable Subst. C/R*****JUD**